

Message Text

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43

ACTION NEA-10

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FM AMEMBASSY AMMAN

TO SECSTATE WASHDC PRIORITY 7037

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E.O. 11652: N/A

TAGS: CGEN (ALLOUSH, MADHAT AND LENA)

SUBJECT: W/W MADHAT AND LENA ALLOUSH

REF: 75 AMMAN 0816 (NOTAL)

1. AMBASSADOR HAS BEEN APPROACHED BY JORDANIAN PRIME MINISTER CONCERNING THE CASE OF JORDANIAN CITIZEN SAMIR ALLOUSH WHO HAS APPARENTLY BEEN CONVICTED OF SECOND DEGREE MURDER IN FLORIDA. FROM INFORMATION EMBASSY HAS RECEIVED, SAMIR MURDERED HIS JORDANIAN WIFE AND WAS HELD IN THE PINELLAS COUNTY JAIL IN CLEARWATER, FLORIDA UNTIL CONVICTED AND SENTENCED TO AN UNKNOWN PRISON TERM. SAMIR AND WIFE HAD TWO CHILDREN (ONE OR BOTH OF WHOM MAY BE AMCITS) WHO WE ARE TOLD ARE NOW IN THE CUSTODY OF THEIR UNCLE. SAMIR'S MOTHER (A JORDANIAN CITIZEN) HAS APPEALED IN A LETTER TO THE PM BOTH 1) TO HAVE HER SON RETURNED TO JORDAN AND 2) TO HAVE THE CHILDREN (MADHAT AND LENA) SENT TO HER. SHE BELIEVES THE UNCLE WITH WHOM THEY ARE LIVING IN THE US IS ON WELFARE.

2. JORDANIAN PRIME MINISTER ORALLY CONVEYED THE ABOVE REQUEST TO THE AMBASSADOR ON FEB 22. THE PM ASKED FIRST WHETHER SAMIR COULD BE REMANDED TO THE CUSTODY OF THE JORDANIAN AUTHORITIES UNDER ARRANGEMENTS WHEREBY HE WOULD SERVE OUT HIS FLORIDA PRISON SENTENCE IN JORDAN. THE PM SAID THAT HE WOULD EXPECT SAMIR, IF HE HAD

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COMMITTED THE CRIME HERE, TO SERVE A THREE-YEAR PRISON

SENTENCE, THE SENTENCE NORMALLY GIVEN IN JORDAN FOR "CRIMES OF HONOR." THE PM ALSO REQUESTED, WHETHER OR NOT THE REQUEST FOR RETURN TO JORDAN OF SAMIR IS GRANTED, THAT SAMIR'S TWO CHILDREN BE TURNED OVER TO CUSTODY OF THEIR GRANDMOTHER. PM IS A LITTLE UNSURE OF THE MEANING OF FLORIDA'S APPARENTLY INDETERMINANT SENTENCES OF 1-25 YEARS.

3. AMBASSADOR INFORMED PM THAT SINCE SAMIR CONVICTED WE ARE NOT ABLE TO PREDICT IF STATE OF FLORIDA WOULD AGREE TO DEPORT SAMIR EVEN IF GOJ PROMISED TO HAVE HIM SERVE OUT A SENTENCE HERE. WHILE THE AMBASSADOR AND THE EMBASSY WOULD PREFER NOT TO BE DIRECTLY INVOLVED IN THIS CASE WE WISH TO BE AS HELPFUL TO THE PM AS POSSIBLE. REQUEST DEPARTMENT ADVICE ON SUBJECT OF SAMIR'S DEPORTATION AND OF POSSIBLE RETURN OF CHILDREN TO GRANDMOTHER'S CUSTODY IN JORDAN. ALSO REQUEST INFORMATION IF POSSIBLE ON EXACT LOCATION OF MADHAT AND LENA AND ADDRESS OF WELFARE AGENCY RESPONSIBLE FOR THEM. ACCORDING TO SAMIR'S MOTHER THE CHILDREN ARE WITH THEIR UNCLE MR HASAN ELHASAN, 516 MANDALAY AVENUE, CLEARWATER BEACH, FLORIDA 33515.

4. PRIOR TO WRITING THE PM, SAMIR'S MOTHER HAD ASKED THE ASSISTANCE OF THE CONSOFF IN LOCATING CHILDREN. AT THAT TIME (NOVEMBER 12, 1975) SAMIR WAS IN PINELLAS COUNTY JAIL AND CONSOFF WRITE ITS DIRECTOR ASKING FOR INFORMATION ON CHILDREN'S WELFARE AND LOCATION. TO DATE WE HAVE RECEIVED NO ANSWER. MRS ALLOUSH LATER HEARD THAT THE CHILDREN WERE IN OR NEAR TAMPA AND WE CABLED INS MIAMI (FEB 15, 1976) ASKING IF THEY HAD RECORD OF CHILDREN'S WHEREABOUTS AS ONE OR BOTH MAY BE ALIENS. WE HAVE NOT YET RECEIVED A REPLY. WE ARE REPEATING REFTTEL TO DEPARTMENT WHICH WAS SENT ORIGINALLY TO INS.

5. COMMENT: WE AND GOJ ARE BOTH AWARE NO FORMAL EXTRADITION TREATY EXISTS BETWEEN U.S. AND JORDAN. WE DO NOT BELIEVE THAT PM'S REQUEST CONSTITUTES A FORMAL REQUEST FOR EXTRADITION. HOWEVER, WE WOULD HOPE THAT LIMITED OFFICIAL USE

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DEPARTMENT, AFTER INVESTIGATING LEGAL AND HUMANITARIAN ASPECTS OF THE CASE, COULD BE AS HELPFUL AS WE ARE LEGALLY PERMITTED TO BE. WE WOULD ALSO LIKE TO PROVIDE A COMPLETE EXPLANATION TO THE PRIME MINISTER REGARDING THIS CASE AND OUR POSITION IN ITS REGARD AND A STATUS REPORT TO HIM IN THE NEXT 72 HOURS.
PICKERING

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